

REGULAR MEETING
November 13, 2000

The Regular Meeting of the Annapolis City Council was held on November 13, 2000 in the Council Chamber. Mayor Johnson called the meeting to order at 7:50 p.m.

Present on Roll Call: Mayor Johnson, Aldermen Hammond, Tolliver, Gilmer, Sachs, McMillan, Carter, Fox, Moyer

Staff Present: Assistant City Attorney Ruff

C *Closed Session: Pursuant to the requirement of Maryland Annotated Code, State Government Article Section 10-508(a)(i), this statement is included in these minutes:*

A closed session of the City Council was held at 7:04 p.m., Monday, November 13, 2000 in the City Council Chamber.

Present: Mayor Johnson, Aldermen Hammond, Tolliver, Gilmer, Sachs, McMillan, Carter, Fox, Moyer, Assistant City Attorney Ruff, Jefferson Blomquist, Esq., City Clerk Heinbuch

By unanimous consent of the members present, the session was closed. The authority under which the session was closed was Maryland Annotated Code, State Government Article, Section 10-508(a)(i). The purpose of the meeting was to:

10-508(a)(7) - Consult with counsel to obtain legal advice on a legal matter (i.e., pending litigation); and,

10-508(a)(8) - Consult with staff, consultants or other individuals about pending or potential litigation.

NAACP Anne Arundel County Branch, Larry Griffin, Kenneth Dean, Jr., Parris Lane v. City of Annapolis, U.S. District Court, Case NO. CCB-00-CV-771

No action taken

C Alderman Sachs moved to adopt the agenda as presented. Seconded. CARRIED on voice vote.

C Alderman Sachs moved to approve the Minutes of October 9, 2000 and October 23, 2000. Seconded. CARRIED on voice vote.

PETITIONS, REPORTS AND COMMUNICATIONS

1. Louise Beauregard Meyers
Christian Services USA
Annapolis Terrace Motel
Annapolis, Maryland

Spoke regarding survival

2. Julie Stankivic
906 Primrose Road, Apt. 204
Annapolis, Maryland 21403

Spoke in favor of R-20-00

3. James E. Heggins
Commission on Aging
1657 Cananaro Drive

Annapolis, Maryland 21401

Spoke regarding the status, progress and wishes of the Commission on Aging, which include a request to work with the County to get a full service senior center within the corporate limits of the City.

4. Hillard Donner
87 Main Street
Annapolis, Maryland 21401

Spoke in favor of R-34-00

5. Michael Dye
1315 Hawkins Lane
Annapolis, Maryland 21401

Spoke regarding CA-1-00 & O-31-00

6. Charles W. Ferrar
213 Jones Road
Chester Maryland

Spoke against R-34-00

LEGISLATIVE ACTION

The order of the agenda was amended to allow action on R-34-00.

RESOLUTIONS

- R-34-00** **For the purpose of requesting that the City of Annapolis Alcoholic Beverage Control Board (the "ABCB") reconsider the necessity of its mandate that holders of Class A licenses require all purchasers of alcohol to display identification as proof of age before allowing the sale; and all matters relating to the rules and regulations of Section 3.05c of the ABCB.**

Alderman Moyer moved to adopt R-34-00 on second reading. Seconded CARRIED on voice vote.

The order of the agenda was resumed.

CHARTER AMENDMENTS

- CA-1-00** **For the purpose of amending the Charter of the City of Annapolis to allow other employment of the mayoralty.**

Alderman Hammond moved to adopt CA-1-00 on first reading. Seconded. CARRIED on voice vote.

Referred to the Rules & City Government Committee
Referred to the Charter Revision Commission
Referred to the Mayor & Aldermen Compensation Review Commission

ORDINANCES

- O-17-00** **For the purpose of establishing that persons found guilty of violating**

Section 11.20.010 shall be subject to mandatory penalties as established by the State of Maryland and mandatory drug counseling; and matters generally relating to said controlled dangerous substances.

Alderman Moyer moved to withdraw O-17-00. Seconded. CARRIED on voice vote.

O-30-00 For the purpose of amending the configuration of the Annapolis harbor line outboard of 222 Severn Avenue; and all matters relating to said harbor line.

Alderman Fox moved to adopt O-30-00 on first reading. Seconded. CARRIED on voice vote.

Referred to the Environmental Matters Committee

O-31-00 For the purpose of amending the City Code of the City of Annapolis to allow other employment of the mayoralty; and matters generally relating to said allowance of other employment of the mayoralty.

Alderman Hammond moved to adopt O-31-00 on first reading. Seconded. CARRIED on voice vote.

Referred to the Rules and City Government Committee.

Referred to the Charter Revision Commission

Referred to the Mayor & Aldermen Compensation Review Commission

O-32-00 For the purpose of releasing an easement interest in and through the roadbed of a certain part of a paper street known as Parkwood Avenue, a parcel of land having dimensions of 110.92 feet by 40 feet wide, and containing 4,476.80 square feet (the "Property") located in the City of Annapolis; and all matters relating to the release of easement interest.

Alderman Moyer moved to adopt O-32-00 on first reading. Seconded. CARRIED on voice vote.

Referred to the Finance Committee

RESOLUTIONS

R-33-00 For the purpose of revising the fare structure and adjusting rates charged for transit and para-transit services operated by the City; and all matters relating to said changes.

The Finance Committee reported favorably with amendments on R-33-00.

Alderman Hammond moved to adopt R-33-00 on second reading. Seconded.

Alderman Sachs moved to amend R-33-00 as follows:

No. 1

On Page 2, line 5, strike \$1.50 from "NEW RATES" column, remove parentheses

No. 2

On Page 2, line 8, strike "35¢" from "NEW RATES" column, strike the word "half", and add "50%"

No. 3

On Page 2, line 13 strike "\$7 -" from "NEW RATES" column

No. 4

On Page 2, line 15 strike "\$40" from "NEW RATES" column

No. 5

On Page 2, line 16 strike "\$110" from "NEW RATES" column

No. 6

On Page 2, line 17 strike "\$350" from "NEW RATES" column

No. 7

On Page 2, line 18 after the word "down" strike the period from "NEW RATES" column, add ", not for resale"

Seconded. CARRIED on voice vote.

Alderman Sachs moved to adopt R-33-00 Amended on second reading. Seconded. CARRIED on voice vote.

R-35-00 For the purpose of directing the Director of Central Services to investigate the purchase of .575 acres of property located on Taylor Avenue in the City of Annapolis; and all matters relating to said purchase.

Alderman Sachs moved to withdraw R-35-00. Seconded. CARRIED on voice vote.

R-37-00 For the purpose of requesting that the State's Attorney seek, and the Judges of Anne Arundel County impose, mandatory drug counseling on all those persons convicted of a drug related offense which involves the possession of a controlled dangerous substance within the corporate limits of the City of Annapolis; and all matters relating to the imposition of said mandatory drug counseling.

Alderman McMillan moved to adopt R-37-00 on second reading. Seconded. CARRIED on voice vote.

R-38-00 For the purpose of approving the job description for the civil service position in the Department of Public Works; establishing the pay grade for said job description; and all matters relating to said job description and pay grades.

Alderman Hammond moved to adopt R-38-00 on second reading. Seconded. CARRIED on voice vote.

R-39-00 For the purpose of approving, with certain exceptions, the Management Plan for the Annapolis, London Town and South County Heritage Area; and all matters relating to said Heritage Area.

Alderman Sachs moved to adopt R-39-00 on first reading. Seconded. CARRIED on voice vote.

Alderman Sachs moved to suspend the rules to allow passage of the resolution at the meeting of its introduction. Seconded.

Following discussion, Alderman Sachs withdrew his motion.

BUSINESS AND MISCELLANEOUS

1. Finance Committee Recommendations for Action dated October 19, 2000

Alderman Sachs moved to adopt the Finance Committee Recommendations for Action dated October 19, 2000. Seconded.

Without objection, CT-5-01 was considered as a separate item.

The main motion CARRIED on voice vote.

Alderman Hammond moved to table discussion of CT-5-01. Seconded. A ROLL CALL vote was taken.

YEAS: Aldermen Hammond, Tolliver, Gilmer, McMillan
NAYS: Mayor Johnson, Aldermen Sachs, Carter, Fox, Moyer
DEFEATED: 5-4

Alderman Moyer moved to adopt Finance Committee Recommendation CT-5-01 dated October 19, 2000. Seconded. CARRIED on voice vote.

2. Adoption of the City of Annapolis E-Mail Policy adopted by the Civil Service Board 9/27/00

Alderman Gilmer moved to adopt the City of Annapolis E-Mail Policy adopted by the Civil Service Board 9/27/00. Seconded. CARRIED on voice vote.

3. Payment of Monthly Bills

Alderman Sachs moved to pay the monthly bills. Seconded. CARRIED on voice vote.

4. Appointments

Alderman Gilmer moved to approve the Mayor's appointments of the following individuals:

Board of Appeals Victor N. Shelton
Maritime Advisory Board William H. Woodward, Jr.
Planning Commission James R. Urban

Seconded. CARRIED on voice vote.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 9:58 p.m.

Deborah Heinbuch, CMC/AE
City Clerk